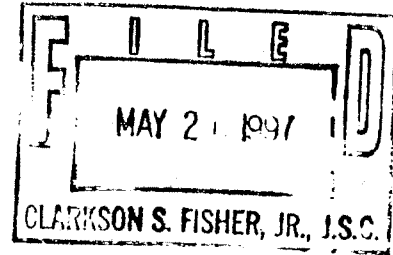


CERTIFIED TRUE COPY

PETER VERNIERO
ATTORNEY GENERAL OF NEW JERSEY

By: Marilyn Bair
Deputy Attorney General
Division of Law
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07102
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SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION-MONMOUTH COUNTY
DOCKET NO: MON C-84-97

PETER VERNIERO, ATTORNEY
GENERAL OF NEW JERSEY and
THE NEW JERSEY STATE BOARD
OF DENTISTRY

Plaintiffs,

v.

DAVID RAMIREZ

Defendant

CIVIL ACTION

CONSENT ORDER AND JUDGMENT

This matter was opened to the Court by Peter Verniero, Attorney General of New Jersey, counsel for plaintiff New Jersey State Board of Dentistry, Deputy Attorney General Marilyn Bair appearing, upon the filing of an Order to Show Cause for Injunctive Relief with Temporary Restraints and Authorization for Inspection and Impoundment of Evidence and a Verified Complaint alleging that defendant engaged in the unlicensed practice of dentistry in violation of the Dental Practice Act at N.J.S.A. 45:6-1 et seq. An Order entering temporary restraints and authorizing the impoundment of evidence of unlawful dental practice was entered by the Court ex parte on April 4, 1997. Defendant was served with the Order to Show Cause with Temporary Restraints, Verified Complaint, and letter brief on April 15, 1997.

It appearing that the defendant has agreed to the entry of a Consent Order and Judgment settling this matter, and defendant admitting that he engaged in the unlicensed practice of dentistry in the State of New Jersey as alleged in the Attorney General's complaint, and it further appearing that the entry of a permanent injunction and the imposition of an assessment are warranted, and for good cause shown:

IT IS ON THIS *20th* DAY OF *May* 1997 .

HEREBY ORDERED AND AGREED THAT:

1. Defendant David Ramirez shall be permanently enjoined from engaging in or offering to engage in the practice of dentistry as defined in the Dental Practice Act at N.J.S.A. 45:6-1 et seq. until licensure from the New Jersey State Board of Dentistry is secured. Defendant further shall not be permitted to own, possess or control any dental instruments, material, supplies or equipment as are customarily utilized in the practice of dentistry.
2. Defendant shall be assessed the costs of the investigation to the State in the amount of three thousand, seven hundred and twenty-three dollars (\$3,723.00). Said costs shall be paid by certified check or money order made payable to the State of New Jersey. Payment shall be sent to Agnes Clarke, Executive Director, Board of Dentistry, 124 Halsey Street, 6th Floor, Newark, New Jersey 07101.
3. Defendant, having elected to pay said costs on a monthly installment basis, shall have thirty-six (36) months in which to make the payments for a total amount of three thousand, seven hundred and twenty-

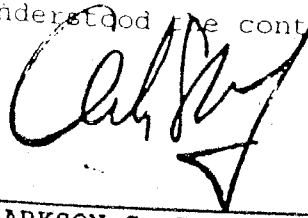
three dollars (\$3,723.00). The first payment shall be due on the first day of the month after the entry of the Consent Order and Judgement. Said first payment shall be in the amount of two hundred and twenty-three dollars (\$223.00), and the remaining thirty-five payments shall each be in the amount of one hundred dollars (\$100.00) due by the first day of the month. If defendant fails to make any monthly installments in a timely manner as provided, the entire remaining balance shall immediately become due and payable without further notice.

4. The Division of Consumer Affairs, Enforcement Bureau, shall be authorized to dispose of the dental equipment and items confiscated in the impoundment of April 15, 1997 in such manner as it determines to be appropriate. Prior to such disposal and within thirty days of the entry of the within Order, the defendant shall have the opportunity to request the return of any impounded items which are not utilized in the practice of dentistry. In the event of disagreement concerning whether a particular item is utilized in the practice of dentistry, the Board of Dentistry shall make the final determination whether the item shall be returned to the defendant.

5. This Order is intended to resolve solely the civil licensure issues arising in connection with the allegations made by the Attorney General in the Verified Complaint before the Court. The entry of this Order shall not limit the authority of the Attorney General or any other person or agency to initiate any further action permitted by law, whether administrative, civil or criminal, in any court of competent jurisdiction in connection with any other matters.

6. It is represented by defendant's counsel that this Consent

Order and Judgment has been translated into Spanish, and the defendant has read it in its entirety and understood the contents.



HON. CLARKSON S. FISHER, JR., P.J.C.H.

Consented to as to form
and entry:

DAVID RAMIREZ
David Ramirez
Defendant

Ocean-Monmouth Legal Services, Inc.

By: Scott Conover
Scott Conover
Attorney for Defendant

PETER VERNIERO
ATTORNEY GENERAL OF NEW JERSEY

By Marilyn Bair
Marilyn Bair
Deputy Attorney General
Counsel for Plaintiffs